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4 USA,
5 Plaintiff,
6 v.
7 JULIUS M. DELA CRUZ,
8 Defendant.
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10 Case No. 98-cv-01737-MAG (JCS)
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13 **ORDER FOR RESPONSE FROM**
14 **UNITED STATES**

15 On June 24, 1998, a default judgment was entered in this action against Defendant Julius
16 M. Dela Cruz. On May 29, 2014, almost 16 years later, the United States filed an ex parte motion
17 for writ of garnishment, which the Court granted on May 30, 2014. Defendant filed a response to
18 the writ of garnishment on June 18, 2014 in which he states, *inter alia*, that he did not receive
notice of the original action, that he does not owe the underlying loan amount, and that having
only recently received the underlying documents in the case he wishes to clear his name.

19 The Court requests a response from the United States within fourteen (14) days of the date
20 of this Order addressing whether Plaintiff's response should be construed as a motion to vacate the
21 default under Rule 60 and/or how the Court should proceed in this matter.

22 **IT IS SO ORDERED.**

23 Dated: July 7, 2014

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26 JOSEPH C. SPERO
27 United States Magistrate Judge
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